

Fire Safety Code

Board of Appeal & Review

Minutes of 2-15-05 meeting

The Fire Safety Code Board of Appeal & Review met in the Conference Room located at 55 Cedar Street, Providence, RI on Tuesday, February 15, 2005 at 1:00 PM. Present were Chairman George Farrell and Commissioners Preiss, Newbrook, Burlingame, Coutu, Pearson and Filippi. Also present were Executive Director Thomas Coffey, Esq. and Assistant Administrative Officer Carol Marsella. The following appeals were considered.

Appeal #050073: Mr. Maury Ryan for the property located at 1 Sabin Street, Providence. ADSFM Mike Brown appeared for the Providence Fire Marshal's office. Commissioner Preiss made a motion seconded by Commissioner Newbrook to grant the Flower Show continual relief from the provisions of the Code relating to cut trees at each annual show at the RI Convention Center, provided that the Show remains in continued compliance with the Fire Codes at the direction and to the satisfaction of the Providence Fire Marshal's office. The motion was unanimous.

Appeal #040234: Mr. Brian Botello for the property located at 14 Dinsdale Court, West Warwick. Captain David Pastore appeared for the West Warwick Fire Marshal's office. Commissioner Newbrook

made a motion seconded by Commissioner Coutu to grant the Applicant the following. Sixty days to install a key access box at this facility. Thirty days to remove the vegetation in the back of the building. Seven days to clean the discharge nozzles in the spray booth of overspray residue. Seven days to provide proper waste containers. Fifteen days to bring all fire extinguishers into compliance. Sixty days to install a single handrail in the basement and attic stairs, at the direction and to the satisfaction of the West Warwick Fire Marshal's office. Thirty days to correct the storage under the basement and attic stairs. One hundred twenty days to install exit signs and emergency lighting at the direction and to the satisfaction of the West Warwick Fire Marshal's office. Seven days to move the cited car lift. For the following items the Applicant was granted 120 days in which to comply. Install a solid core door with self closers into the existing jamb. For items 9, 10, 11, 12 and 13 of the West Warwick Fire Marshal's report, all of which refer to the cited spray booth, these items shall be corrected within 120 days. If these items are not corrected in 120 days, the spray booth will be shut down and no spraying may be done until such time as the above cited deficiencies have been corrected at the direction and to the satisfaction of the West Warwick Fire Marshal's office. The motion passed with Commissioner Burlingame abstaining.

Appeal #040148A: Mr. John McDonough and Mr. Ramzi Loqa for the property located at 81 Western Industrial Drive, Cranston. Lt. Timothy Hawthorne appeared for the Cranston Fire Marshal's office

and Lt. Henry Latek of the Cranston Fire Marshal's office gave additional testimony. Mr. Anderson appeared for the Cranston Building Official's office. Commissioner Newbrook made a motion seconded by Commissioner Burlingame to grant the Applicant 120 days to install a master box at this facility and a full NFPA 13 sprinkler system throughout the entire facility, at which point the building would be deemed to be fully compliant. The Board also granted the Cranston Fire Marshal's office the authority to issue a temporary certificate of occupancy for this facility. The motion was unanimous.

Appeal #040296: Mr. Tony Poissant for the property located at 425 Wood Street in Bristol. Marshal Mike DeMello and Chief James Ennis appeared for the Bristol Fire Marshal's office. Commissioner Coutu made a motion seconded by Commissioner Pearson to grant the Applicant a time variance of 120 days in which to replace all of the cited tiles with rated tiles, at the direction and to the satisfaction of the Bristol Fire Marshal's office. The motion was unanimous.

Appeal #040244: Mr. Vatche Avedisian for the property located at 390 Metacom Avenue, Bristol. Marshal Mike DeMello and Chief James Ennis appeared for the Bristol Fire Marshal's office. The Bristol Fire Marshal noted that the Applicant has done extensive work to bring this facility up to code, but that the Applicant is not the owner of this building. Chairman Farrell advised the Bristol Fire Marshal and/or the Applicant to advise the building owner that a compliant fire alarm

system needs to be installed in this building, and of the owner agrees to and in fact does, install such a system, this case can be closed. Otherwise, the building owner and the Applicant will return before the Board to address this issue.

Appeal #040252: Mr. Stephen O'Connell for the property located at 1360 Mineral Spring Avenue, North Providence. Marshal Kenneth Scandariato appeared for the North Providence Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Pearson to grant the variance from the provisions of 37.5.2 and 9.2.3 to allow the Applicant to maintain the hood and duct system. The variance was granted for the present owner only, and if this business is operated in the future by any one other than the present Applicant, this variance will be rendered null and void. The North Providence Fire Marshal's office had no objection. The motion passed over the opposition vote of Commissioner Preiss.

Appeal #040379: Ms. Cynthia Konicki and Mr. Robert Driscoll for the property located at 110 Bristol Ferry Road, Portsmouth. Marshal Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. A motion was made by Commissioner Pearson, seconded by Commissioner Filippi to grant the following relief. A variance was granted from the provisions of 13.2.1 and 7.1.3.2.1 regarding the cited stairwell. This variance is granted for the current occupancy only, and provided that the second floor shall be used for storage only. The motion was unanimous.

Appeal #040380: Mr. Robert Driscoll and Ms. Katie Wilkinson for the property located at 3 Frank Coelho Drive, Portsmouth. Marshal Jeffrey Lynch appeared for the Portsmouth Fire Marshal's office. Commissioner Newbrook made a motion seconded by Commissioner Pearson to grant a variance from the provisions of section 7.2.2.2 due to structural hardship. As to the exit doors and the interior front door, the Applicant is advised to re-swing the glass doors in the front entrance and hold the wood entrance doors open during occupancy of this facility, or provide alternative methods of compliance, at the direction and to the satisfaction of the Portsmouth Fire Marshal's office. The motion was unanimous.